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**\*\* E-filed April 21, 2011 \*\***

Attorneys for Plaintiff  
Michael Holbrook

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

MICHAEL HOLBROOK,

Plaintiff,

VS.

MANUEL RODRIGUES, et al.

Defendants.

No. 5:10-CV-05255-HRL

**STIPULATION AND ~~(PROPOSED)~~  
ORDER TO FILE SECOND AMENDED  
COMPLAINT**

IT IS HEREBY STIPULATED by and between the parties to this action, through their respective attorneys of record, that Plaintiff may file a Second Amended Complaint, a copy of which is attached hereto.

IT IS FURTHER STIPULATED that Plaintiff shall file his Second Amended Complaint within ten (10) days of the entry of the Order hereon. Defendants shall have twenty-one (21) days from the date of service of the Second Amended Complaint within which to file their responsive pleadings.

IT IS SO STIPULATED.

Dated: March 25, 2011

MOORE LAW FIRM, PC

By: /s/ Tanya E. Moore

Tanya E. Moore

Attorneys for Plaintiff Michael Holbrook

*Holbrook v. Rodrigues, et al.*

## Stipulation and Order to File Second Amended Complaint

1 Dated: April 8, 2011

WILLIS DEPASQUALE, LLP

2  
3 By: /s/ E. Forrest Shryock, Jr.  
4 E. Forrest Shryock, Jr.  
5 Attorneys for Defendants  
6 Manual Rodrigues and Carlos Rodrigues,  
dba Ace Hardware

7 Dated: April 8, 2011

TONE & TONE

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9 By: /s/ Jeffry P. Tone  
10 Jeffry P. Tone  
11 Attorneys for Defendant  
12 R.J. Dyer Real Property Investments  
Corporation

13 **ORDER**

14 The parties having so stipulated,

15 **IT IS HEREBY ORDERED** that the Second Amended Complaint be filed within (10)  
16 days of the date of this Order, and that responsive pleadings be filed within twenty-one (21)  
17 days of service of the Second Amended Complaint.

18 **IT IS SO ORDERED.**

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21 Dated: April 21, 2011

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23 ~~UNITED STATES DISTRICT COURT JUDGE~~  
24 **HOWARD R. LLOYD**  
25 United States Magistrate Judge  
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